

THE DURHAM RECORDER.

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GUILTY OF SELLING CIDER.

Several Arrested for Selling Cider But Did Not Know It to Be Illegal.

MERELY A QUESTION OF JURISDICTION.

Thomas Herndon and Arthur Holt, of East Durham, Bound Over to Court Under Bond of \$50 Each

An interesting case came up before Squire Owens Wednesday, when Thomas Holt and Arthur Holt appeared before his majesty, charged with selling cider in East Durham. The case attracted much attention, since it was the first of its kind to come up in some time. As brought out in the evidence, cider had been sold at the stand of the two defendants for the past five years, and it was simply a case where the law had been overlooked. Just recently it has been that the authorities have found that it was unlawful to sell cider at that particular place.

The statute covering this case was passed in 1905, and reads as follows: "No person or persons shall sell cider within a radius of one mile from the southeast corner of the Carr Methodist Church in East Durham, nor within a mile's radius from the southwest corner of the Presbyterian church in West Durham." Another section of the law further states, showing the nature of the law involved, that "No person shall sell within the territory specified, cider of any kind, except as from fruit grown on his own land, or land occupied by him; and any person violating this provision shall be guilty of a misdemeanor, and shall be fined or imprisoned at the discretion of the court." This bit of the law plainly shows that they were guilty, although they were ignorant of it.

Mr. W. G. Bramham represented the two defendants, while Mr. R. O. Everett was present as prosecutor for the Anti-Saloon league. In the evidence it was shown that the cider stand was within a mile of Carr church, and a plea of guilty was entered. The question of jurisdiction was then brought up, and Mr. Bramham held that the law gave the court the right to dispose of the case, and since it was only a technical violation of the law (as cider had been sold there for a number of years), and not a willful violation, he thought that they should be allowed to go on business and pay the costs of the court. Mr. Everett was of the same opinion, but under the law, the inferior court could not dispose of the case.

It was decided by Mr. Owens the case was not within the jurisdiction of the magistrate, and defendants were sent to the higher court under bonds of \$50 each, which they gave.

The officers are right after the blind-tigers, cider-sellers and everybody else that breaks the law, and at their present rate they will soon have the way clear. This case, which involved a fine point of the law, will serve as a precedent to any others that might be caught up with, and in case of another violation of this law, the authorities may not be so lenient.

Rev. D. W. Arnette, brother of Rev. J. M. Arnette, pastor of the North Durham Baptist church, was ordained to the work of the ministry last Thursday night at the above named church with the usual exercises.

ANOTHER BRIDGE TO BE BUILT.

Mangum Street Will Be Extended Over the N. & W. Railroad.

The board of city aldermen held their regular meeting on Monday night, and the most important matter to come up was that of building a bridge over the Norfolk & Western railroad just at the end of Mangum street, so that this street can be extended past the railroad. Attorney J. A. Giles appeared before the board, in regard to building the bridge, and letters from the N. & W. Ry. authorities were read, these relating to the matter of clearing the way for bridge from the railroad track to the bottom of the bridge. The matter was finally referred to the street committee and Alderman Mason, who were given the power to look after this matter. However, it is a certainty that the bridge will be built, and work will begin on it at an early date. The bridge will be built jointly by the city, railroad and property owners. When completed it will add much to that section of the city, and will greatly enhance the value of property.

Among the other matters to come up before the aldermen, the street committee reported that the work on East Holloway street had been completed, and work is now in progress on West Chapel Hill street. The cemetery committee also made a report stating that the fence and iron gates for the Maplewood cemetery had been ordered, as they were instructed to do so some time ago by the board.

It was requested that a hydrant be placed on Eva street, but no action was taken in regard to the matter. The matter of covering the pipe extending from the market heater to the market was turned over to the market committee, with power to act. G. C. White, our city engineer, was instructed to prepare estimates and cost of a granolithic sidewalk on Gray street, between Roxboro and Gully streets.

The board adjourned to meet again on July 30, at which meeting the most important business to come up before them will be the levying of taxes for the ensuing year. The law requires that taxes must be levied before the first day of August.

Royal Knights Elect Officers.

The annual session of the Royal Knights of King David came to an end Thursday night. In the afternoon there was a grand parade, in which there were from 250 to 300 participants, and then followed the annual oration at St. Joseph's church.

At the session on Thursday morning there were two incidents of public interest. These were the election of officers for the ensuing year, and the next place at which to hold their meeting. Wilmington was finally decided as the next place at which the lodge would meet, although several other cities desired to have the members of the grand lodge with them.

On Thursday morning there was a pretty marriage performed at the home of Mr. Zachariah Wall, East Ramseur street, when his daughter, Miss Mary Wall, became the wife of Mr. John A. Williams, of Wake Forest. Rev. G. H. Church, pastor of the Edgemont Baptist church, officiated, speaking words that made them man and wife.

Clairborne Carr has gone to New York, where he will remain some time on a business trip.

NEWS AT TRINITY COLLEGE

Where Some of the Faculty are Spending the summer.

REPORT OF UNVEILING EXERCISES OUT

Items of Interest Around Trinity During Vacation—Personal Mention of Faculty and Visitors.

Trinity College, Durham, N. C., July 23, 1908.—A report of the unveiling exercises of the Washington Duke statue at Commencement at Trinity College has just been issued in pamphlet form. The work has been artistically done, and the pamphlet is a very attractive one. It contains a cut and description of the statue. It also contains the speech of presentation on behalf of the donors by Mr. Jas. H. Southgate, and the speech of acceptance on behalf of Trinity College by President John C. Kilgo. The poem, by Mr. H. E. Spencer, read on the occasion, and a biological sketch of Mr. Washington Duke, are also included.

Dr. W. G. Glasson, of the department of economics, was at Cornwall, England, when heard from last. He expected to leave in a few days for Paris, to join Prof. A. M. Webb, of the department of Romance Languages, who has been spending a year in France and Spain. Prof. Webb will return to take up his work at the opening of the College in the fall. Prof. C. W. Edwards, of the department of physics is also in London.

Dr. George A. Pegram, A. B., '95, and now a member of the faculty of Columbia University, New York City, who has been in Europe for a year, will reach New York August 3d. He will spend some time in Durham on a visit to his father, Prof. W. H. Pegram, of the department of chemistry in Trinity. Mr. Pegram was awarded the Tyndall Travelling Fellowship by Columbia University. He has spent the greater part of his time at Berlin and at Cambridge University.

Dr. W. K. Boyd, of the department of history, is in Washington City, where he has been working several weeks in the Congressional Library.

Mr. W. S. Lockhart, a member of the faculty of Trinity Park School, leaves tomorrow for Washington City, where he will spend some time.

President Kilgo has returned from Governor's Island, where he spent a few days visiting relatives.

Prof. A. H. Meritt, of the department of Greek, has returned from Mocksville, where he represented the college at the session of the District Conference of the Winston district.

Tuesday night the Lakewood Casino Stock Company played for the benefit of the Spanish-American War Veteran's Association, the money being used to help pay for the monument that now stands over the graves of several who have died and are now resting at the Maplewood cemetery. The play put on was "The Midnight Express."

Mr. Charles L. Howard, who has been sick at the hospital for the past five weeks with fever, is able to be down street. He has not yet resumed his work with the Thomas White Company, but has returned to his home, and is now on the road to recovery.

CANNOT AGREE OVER LIGHT MATTER.

Traction Co. Wants \$85 a Light Per Year and City Offers \$80.

The contract of the Durham Traction Company for furnishing lights to the city expired several weeks ago, and since then another contract has not been made, because of a little disagreement between the Traction Company and the Board of Aldermen.

At the last several meetings of the Board of Aldermen this matter has been discussed, and a majority of them are in favor of paying the amount of \$80 each per year for the 114 big arc lights used by the city. The price first charged for these lights was \$100 each, but the Traction Company later reduced it to \$90. Mr. R. H. Wright, of the Traction Company, now demands that the city pay \$85 each for these lights, and desires to make a contract to that effect, stating that the Company cannot afford to furnish them for less money at present, and they have been unable to come to any agreement. This matter has been at a standstill ever since the expiration of the former contract, and it is certain that something must be decided upon very soon.

The Board of Aldermen, that is the majority of them, are holding their own, and are waiting for the Traction Company to come to their terms. To furnish the increased number of lights for the city for another year, the Traction Company will be obliged to enlarge its present plant, and necessarily the expense to them will be more than previously. For this and other reasons, the Traction Company does not wish to furnish the lights at less than \$85 each.

This is a condensed statement of the affair, relating to the lighting proposition, and it is thought that a contract, agreeable to all concerned, will soon be made.

Not a Candidate

Editor Durham Recorder,

Durham, N. C.

SIR:—Under the headline "Republicans Hold Meeting," you state in your issue of the 21st inst that I am the only republican that has yet announced a desire to become the republican candidate for a seat in the next General Assembly. You are mistaken in the belief that I have announced myself a candidate for this or any other office. I have no aspiration to fill so highly honorable position at this time; I have not in the past nor am I now seeking such a distinction. I am content to follow the even tenor of my way and have some one better qualified represent our people. My party and this community have been kind to me beyond my deserts and I am grateful; I prefer however that some one else make the race.

D. C. MANGUM

The doctors of the city gave a barbecue at Lakewood Park on Wednesday, when they enjoyed some good old Brunswick stew and barbecue. The meeting was purely social, and they had as their guests only members of their profession in this county.

FOR SALE!

White and Brown Leghorn Eggs \$1.00 for 15.

White and Partridge Wyandott Eggs \$1.50 for 15.

Orders booked for future delivery. "Y" POULTRY FARM, East Durham, N. C. B. G. Briggs, Prop.

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REDUCTION SALE

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We are going to commence on the 8th of this month to offer all our Dry Goods and Shoes at Greatly Reduced Prices for Cash. We are overstocked on these goods and we are going to reduce our stock, and we will save you money on these goods.

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This July 6th, 1908.

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